

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

HUGH JOHN TULLY and PENELOPE CAROL  
TULLY, on behalf of themselves and all others  
similarly situated,

Plaintiffs,

vs.

THE CHARLES SCHWAB CORPORATION,  
SCHWAB INVESTMENTS, CHARLES  
SCHWAB & CO. INC., CHARLES SCHWAB  
INVESTMENT MANAGEMENT, INC.,  
CHARLES R. SCHWAB, EVELYN DILSAVER,  
RANDALL W. MERK and GEORGE PEREIRA,

Defendants.

Case No. 08-CV-3652 (BSJ)

**RULE 7.1 DISCLOSURE  
STATEMENT**

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, the undersigned counsel to  
defendants The Charles Schwab Corporation, Charles Schwab & Co., Inc., Charles Schwab  
Investment Management, Inc., and Schwab Investments, state as follows:

1. The Charles Schwab Corporation is the parent corporation of Charles Schwab &  
Co. Inc., Charles Schwab Investment Management, Inc., and Schwab Investments.
2. The Charles Schwab Corporation is a publicly traded company. No publicly held  
corporation owns 10% or more of the stock of The Charles Schwab Corporation.

Dated: May 6, 2008

MORRISON & FOERSTER LLP

/s Matthew D'Amore

Matthew D'Amore (*mdamore@mofo.com*)  
1290 Avenue of the Americas  
New York, NY 10104  
Tel.: (212) 468-8000  
Fax: (212) 468-7900

Darryl P. Rains (*drains@mofo.com*)  
Thomas R. Plummer (*tplummer@mofo.com*)  
755 Page Mill Road  
Palo Alto, CA 94304  
Tel.: (650) 813-5600  
Fax: (650) 494-0792

Craig D. Martin (*cmartin@mofo.com*)  
Stuart C. Plunkett (*splunkett@mofo.com*)  
Kevin A. Calia (*kcalia@mofo.com*)  
425 Market Street  
San Francisco, California 94105  
Tel.: (415) 268-7000  
Fax: (415) 268-7522

*Attorneys for Defendants The Charles Schwab Corporation, Charles Schwab & Co. Inc., Charles Schwab Investment Management, Inc., Schwab Investments, Charles R. Schwab, Evelyn Dilsaver, Randall W. Merk and George Pereira*